

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
Baltimore Division

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AT BALTIMORE  
CLERK U.S. DISTRICT COURT  
DISTRICT OF MARYLAND

DEPUTY

Gertrude Mitchual,

Plaintiff,

v.

Brookdale Senior Living, Inc.,

Defendant.

Case No. 19-cv-00735-RDB

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

Please take notice that Plaintiff Gertrude Mitchual voluntarily dismisses without prejudice this civil action against Defendant Brookdale Senior Living, Inc. Brookdale has not answered or moved for summary judgment. Nor has Mitchual previously dismissed a civil action based on any of the claims raised in this civil action. Thus, dismissal without prejudice is proper without a court order. *See* Fed. R. Civ. P. 41(a)(1)(A)(i) and 41(a)(1)(B) (permitting non-prejudicial voluntary dismissal of non-class action without court order so long as defendant has not answered or moved for summary judgment and plaintiff has not previously dismissed an action based on any claims asserted in the action to be dismissed).

Respectfully Submitted,

Request GRANTED this 18th day of March, 2019.

/s/ Onyebuchim A. Chinwah  
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*Attorney for Gertrude Mitchual*

DATED: March 15, 2019

  
Richard D. Bennett  
United States District Judge